UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

CARROL B. MONTGOMERY and KENNETH § PARKS, on Behalf of Themselves and All § Others Similarly Situated, Plaintiffs, Case No. <u>05 CV 0299</u> ٧. RONALD BARON, LINDA S. MARTINSON, MORTY SCHAJA, NORMAN S. EDELCUP, CHARLES N. MATHEWSON, HAROLD W. 9999999 MILNER, RAYMOND NOVECK, DAVID A. SILVERMAN, M.D., BARON CAPITAL GROUP, INC., BAMCO, INC. and JOHN DOE DEFENDANTS NO. 1 through 100, Defendants.

NOTICE OF DISMISSAL

Pursuant to Fed. R. Civ. 41(a), plaintiffs hereby dismiss this action, which has not been certified as a class action, without prejudice.

Dated: April 5, 2005.

RESPECTFULLY SUBMITTED,

Perry Weitz

Gary Klein (GK-5632)

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Date:	SO ORDERED:
	United States District Judge